

FTR Log Notes

Description		
Civil Service Commission Clerk		
Date	Location	
10/26/2011	1055 Monterey D250 SLOO	
Time	Speaker	Note
<u>8:59:47 AM</u>	Jeannie Nix	Item 1: Call to Order/Flag Salute/Roll Call
<u>8:59:52 AM</u>	Jeannie Nix	Item 2: Public Comment Period - none. closed.
<u>9:00:03 AM</u>	Jeannie Nix	Item 3: Approval of Minutes (3 sets, separately)
<u>9:00:13 AM</u>	Jeannie Nix	August 3 2011 Special Session Minutes. Art Chapman Moved to approve as submitted, Bob Bergman seconded; motion carried 4-0-1 (Jay Salter abstained since he was absent for that meeting.)
<u>9:01:14 AM</u>	Jeannie Nix	Aug 24 Regular - Bill Tappan page 2 of 4; 6th para...delete "the" from the sentence. Commissioner Tappan moved to approve as corrected, Commissioner Chapman seconded; motion carried 5-0-0.
<u>9:02:09 AM</u>	Tami Douglas-Schatz	Added information for the record: 3(B)3 page 3 of 4, 3rd para...report back to the Commission that she was able to review and have CoCo review document that it is not a public document. it is a confidential document.
<u>9:03:18 AM</u>	William Tappan	Moved to approve as corrected Aug 24 seconded by Commissioner Chapman; motion carried 5-0-0.
<u>9:03:27 AM</u>	Jeannie Nix	Aug 29 Special Meeting Minutes - Bob Bergman moved to approve as submitted. Seconded by Bill Tappan; motion carried 5-0-0.
<u>9:04:11 AM</u>	Jeannie Nix	Item 4: reports, Jeannie skipped Presdients report and moved to Sec report.
<u>9:04:41 AM</u>	Tami Douglas-Schatz	Calendaring under Secty time. GSA case "W" appellant's counse moved to Nov 21. 22. Asked CSC of avaiability.
<u>9:06:05 AM</u>	Jeannie Nix	Agreet to hold dates of Nov 1, 8, 9 for current appeal in DSS "S" case that is underway as add'l dates.
<u>9:06:37 AM</u>	Art Chapman	Not prepared to schedule January meetings.
<u>9:06:54 AM</u>	Jeannie Nix	email to schedule.
<u>9:07:09 AM</u>	Jeannie Nix	Asked Tami re: RFP
<u>9:07:25 AM</u>	Tami Douglas-Schatz	RFP re-opened and will close Nov 18th. It went out on October 17th. In process.
<u>9:08:26 AM</u>	Jeannie Nix	Comm Counsel, no report.
<u>9:08:35 AM</u>	Jeannie Nix	Comm Subcommittees, Nov 17th next meeting date for CSC Working Group "ad hoc" committee.
<u>9:09:08 AM</u>	Jeannie Nix	President's Report: 4(a) Req outside Counsel for CSC be authorized to research Brown Act. Ethics training has been completed by Commissioners, but beyond scope. Open for discussion. Commissioners did not have anything further.
<u>9:11:43 AM</u>	Tami Douglas-Schatz	County Counsel's training re: Brown Act would answer questions without specific research.
<u>9:12:33 AM</u>	Rita Neal	Stated her experience with training boards and commissions.
<u>9:17:17 AM</u>	Jeannie Nix	Addressed Rita Neal re her concerns as it relates to Brown Act.
<u>9:22:03 AM</u>	Rita Neal	Addressed President Nix' question.
<u>9:23:15 AM</u>	Jeannie Nix	Opened for discussion w/ Commissioners
<u>9:23:25 AM</u>	Jay Salter	Commented re Brown Act discussion. Commented on current situation with CSC Working Group not being able to report out.
<u>9:24:09 AM</u>	Rita Neal	Explained current protocal was agreed to by all members of CSC Working Group.
<u>9:25:20 AM</u>	Rita Neal	Further explained the Brown Act as it relates to CSC and her willingness to be a resource in regards to this subject.
<u>9:26:53 AM</u>	Jay Salter	Closed Session Meeting re CSC Working Group
<u>9:27:10 AM</u>	Rita Neal	It would not be an appropriate topic for Closed Session according to law.
<u>9:27:39 AM</u>	Bill Tappan	Explained creation of CSC Working Group members. Concerned
<u>9:28:25 AM</u>	Rita Neal	Replied to Commissioner Tappan's question that the ad hoc committee was appropriately created; ref to Warren Jensen CoCo for further information.
<u>9:29:57 AM</u>	Jeannie Nix	CSC appointed Bill and herself to be members on CSC Working Group. Has no authority on decision making..
<u>9:30:41 AM</u>	Rita Neal	Addressed President Nix' concerns; recommendation: ref to staff to address questions - ask her or Tami for assistant.

FTR Log Notes

<u>9:32:29 AM</u>	Bill Tappan	Ref 3(B)2 - re: formation of CSC Working Group and purpose. stated he belives it has gone beyond scope now.
<u>9:33:18 AM</u>	Bob Bergman	Asked Rita Neal about it being a Brown Act violation by going beyond the scope of the purpose. (Jeannie corrected him re: name of Supervisor.)
<u>9:35:52 AM</u>	Tami Douglas-Schatz	Ref to page 3(A)4 of agenda packet (August 3, 2011 Approved Minutes.)
<u>9:36:54 AM</u>	Bob Bergman	Asked Tami Douglas-Schatz re closed session BOS
<u>9:37:18 AM</u>	Rita Neal	Advised Warren Jensen has advised BOS
<u>9:37:39 AM</u>	Bob Bergman	Suggested that it needs to be corrected.
<u>9:38:11 AM</u>	Rita Neal	Offered perspective.
<u>9:38:38 AM</u>	Bob Bergman	Explained his perspective.
<u>9:39:16 AM</u>	Rita Neal	General Counsel as of May 2011; brought in outside counsel to rep CSC during hearings. Decision was made that a deputy in CoCo may be representing the department. Jensen is County Counsel and represents the BOS. CoCo represents the County in general as well which rep's the BOS as well as Departments. Sustain boundaries; nature of public entity law
<u>9:41:21 AM</u>	Jay Salter	As general Counsel to CSC, what is your role at Working Group?
<u>9:41:49 AM</u>	Rita Neal	Explained her role in CSC Working Group and addressed the Commission's concerns.
<u>9:43:35 AM</u>	Robert Bergman	Ref experience with Jim Lindholm as to his point of view/ examples of how it has been done prior.
<u>9:44:59 AM</u>	Rita Neal	Addressed Commissioner Bergman's concerns and explained the changes.
<u>9:46:37 AM</u>	Art Chapman	Clarified the scope of Ms. Williams' job and the scope of your job. (Rita)
<u>9:47:02 AM</u>	Rita Neal	Explained her discussion with Ms. Williams this morning re: roles.
<u>9:49:33 AM</u>	Art Chapman	Clarified the Commission is clear on the roles.
<u>9:50:41 AM</u>	Jayne Williams	Addressed the Commission to clarify her role to the CSC.
<u>9:52:17 AM</u>	Jeannie Nix	Re: "gray areas" CoCo rep's Departments in hearings and outside counsel rep's CSC.
<u>9:53:56 AM</u>	Commissioner Tappan	Asked Rita Neal why outside counsel is needed if they can have discussion with CoCo anyway
<u>9:54:47 AM</u>	Rita Neal	General discussions, not specific.
<u>9:55:30 AM</u>	Bob Bergman	Suggest that any time she goes outside atty/ client priv, to get permission from CSC first.
<u>9:56:56 AM</u>	Rita Neal	Agrees she is simply a resource.
<u>9:57:35 AM</u>	Jeannie Nix	Like to open discussion to public comment re this matter
<u>9:57:49 AM</u>	Kimm Daniels	SLOCEA. Asked Rita Neal the dif between Consensus and decision. and when you respond, what is your role?
<u>9:59:07 AM</u>	Rita Neal	Explained the differences.
<u>10:01:34 AM</u>	Jeannie Nix	To bring matter to resolution: 1. in depth Brown Act training needed, set a time after a Commission Meeting on a non-hearing day. Clarified open session training vote.
<u>10:02:51 AM</u>	Rita Neal	No vote needed, can set on agenda to set training and coord dates.
<u>10:03:56 AM</u>	Jeannie Nix	Clarified on the record; re: CSC Budget - broader issue, not specific to Ms. Williams' services as she is highly qualified to act as CSC Counsel.
<u>10:04:53 AM</u>	Jeannie Nix	Questioned cost of providing outside counsel to CSC instead of CoCo. Ref memos/ emails from HR Director and explained her perspective; asked for clarity on cost issue. Compared costs of Attorneys showing current outside counsel costs extremely more than past outside counsel.
<u>10:16:21 AM</u>	Robert Bergman	Asked if this matter was one of the issues the BOS had brought up during meeting rep on Aug 4rd. (Jeannie said yes, it was.)
<u>10:17:31 AM</u>	Bill Tappan	Ref to RFP process
<u>10:18:11 AM</u>	Art Chapman	Explained past practice with Commissioner's budget. No control of the budget. Upset that it is an issue.
<u>10:19:48 AM</u>	Bob Bergman	The budgeet would be shored up, asked question in January.
<u>10:20:09 AM</u>	Jay Salter	Explained his role on Commission in the past and how it compares to how things are handled now.

FTR Log Notes

<u>10:22:16 AM</u>	Tami Douglas-Schatz	Commented on the budgetary issue. Explained the CSC's role in the process and suggested areas of improvement. The one way to control costs is what is asked of the outside counsel.
<u>10:25:42 AM</u>	Jeannie Nix	Re: Ms. Williams' cost - she is on interim basis. RFP pref local vendors; current RFP to attract more local vendors. Asked CSC to help control costs and explained reasoning for selecting interim counsel; ref to Rita Neal.
<u>10:29:24 AM</u>	Rita Neal	Explained process of selecting outside counsel
<u>10:33:39 AM</u>	Jeannie Nix	Opened to Commission for discussion
<u>10:33:46 AM</u>	Bob Bergman	Addressed all re: Mr. Stark's services and asked for more information as to why Mr. Stark is no longer representing the Commission.
<u>10:36:56 AM</u>	Rita Neal	Explained the solution is a budget and a communication throughout the process; we did not have that - difficult time communicating with Mr. Stark. Advised the Commission to use the staff first as a resource instead of acim extra expenses.
<u>10:39:13 AM</u>	Rita Neal	Explained started to work with Mr. Stark on the contract in April. Mr. Jensen contacted Mr. Stark as well; from Admin, determined the County would no longer use his services.
<u>10:40:24 AM</u>	Jeannie Nix	Asked Ms. Neal for clarification re research and ref to email. Explained further concern and asked what we can do if the HR Director is denying CSC's request.
<u>10:43:01 AM</u>	Rita Neal	Explained her perspective and recommended using staff for advice, not make decisions for you, but here to help. Offered to speak further re issue with witness.
<u>10:45:02 AM</u>	Jeannie Nix	Asked if there is public comment...
<u>10:45:17 AM</u>	Tami Douglas-Schatz	Clarified that she is an advisor, she did not say no. She offered to speak about it individually. Not trying to improperly overstep boundaries.
<u>10:46:19 AM</u>	Kimm Daniels	SLOCEA - issue re: budget. re: Rules Update. Stated it is imparitive that the Commission is aware of the budget and work with HR; it is a tough economy right now. Information should be shared.
<u>10:47:49 AM</u>	Jeannie Nix	Explained these are issues that need to be addressed; proponent of transparency.
<u>10:48:18 AM</u>	Rita Neal	Commit to CSC to work with Ms. Williams on budget; better understanding of where we are.
<u>10:48:56 AM</u>	Jeannie Nix	no other comments, move fwd.
<u>10:49:06 AM</u>	Jeannie Nix	concluded public portion of meeting, break until 11:05 for closed session hearing.